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*Attorneys for Plaintiffs*¹

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

THE ESTATE OF ISABELLA “BELLA”
HERNDON, JOHN HERNDON, J.H., *a minor*,
T.H., *a minor*,

*on behalf of themselves and others similarly
situated,*

Plaintiffs,

v.

NETFLIX INC.,

Defendant.

Case No. 4:21-cv-6561-YGR

**Plaintiffs’ Notice of Appeal & Ninth Circuit
Representation Statement**

Judge: Hon. Yvonne Gonzalez Rogers

¹ Additional counsel are listed on the following page.

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NOTICE OF APPEAL

TO THE DEFENDANT IN THIS ACTION (*i.e.*, Netflix, Inc):

Pursuant to Federal Rule of Appellate Procedure 3, NOTICE OF APPEAL IS HEREBY
GIVEN that

(A) all Plaintiffs (*i.e.*, the Estate of Isabella “Bella” Herndon, John Herndon, T.H., and J.H.,
on behalf of themselves and others similarly situated), cf. Fed. R. App. P. 3(c)(1)(A),
3(c)(3), are appealing

(B) all appealable orders and judgments of this Court, including but not limited to the
following:

(i) the Court’s order and judgment dismissing this case, Dkt. 76;

(ii) the Court’s order granting Defendant’s motion to strike and to dismiss, Dkt. 74;
and

(iii) the Court’s order denying Plaintiffs’ motion to remand, Dkt. 45; cf. Fed. R. App.
P. 3(c)(1)(B), 3(c)(4), 3(c)(5),

(C) to the United States Court of Appeals for the Ninth Circuit, cf. Fed. R. App. P.
3(c)(1)(C).

NINTH CIRCUIT REPRESENTATION STATEMENT

Pursuant to Federal Rule of Appellate Procedure 12(b) and Ninth Circuit Rule 3-2, Plaintiffs hereby submit the following Representation Statement:

- Appellants: The appellants in this appeal are:
 - The Estate of Isabella “Bella” Herndon;
 - John Herndon;
 - T.H., a minor; and
 - J.H., a minor.
- Appellants’ Counsel: Appellants’ counsel are:
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- 1 • Appellee: The appellee in this appeal is:
 - 2 ○ Netflix, Inc.
- 3 • Appellee's Counsel: Appellee's counsel are:
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1 DATED: February 16, 2022

Respectfully submitted,

2 /s/ Rory Stevens

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CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing *NOTICE OF APPEAL* on:

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Attorneys for Defendant Netflix, Inc.

via **electronic filing** in CM/ECF.

Dated: February 16, 2022

/s/ Rory Stevens

Rory Stevens